

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA**RECEIVED**

James Mc Gwic Jr. 2008 (WAB 95) A 9 34
 Full name and prison number

of plaintiff(s) DEBRA P. HACKETT DR
 U.S. DISTRICT COURT
 MIDDLE DISTRICT ADA

v.

Commissioner Robert Alls)

Governor Bob Riley)

Name of person(s) who violated
 your constitutional rights.
 (List the names of all the
 persons.)

CIVIL ACTION NO. 2:08cv189-MEF
 (To be supplied by the clerk
 of U.S. District Court)

I. PREVIOUS LAWSUITS

A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? YES(✓) NO()

B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES() NO(✓)

C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s) James Mc Gwic Jr.

Defendant(s) Captain Bishop and Warden Grant Collyer

2. Court (if federal court, name the district; if state court, name the county) Egyptina

3. Docket number one not assigned

4. Name of judge to whom case was assigned Brett B.
Bykew

5. Disposition (for example: Was the case dismissed?
Was it appealed? Is it still pending?) The court refused
to enforce the U.S. Const. on the grounds plaintiff was asking the court
to micro-manage the conduct of his

6. Approximate date of filing lawsuit _____

7. Approximate date of disposition March 6th, 2008

II. PLACE OF PRESENT CONFINEMENT Holmes Prison

PLACE OF INSTITUTION WHERE INCIDENT OCCURRED Holmes Prison

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

	NAME	ADDRESS
1.	<u>Commissioner Robert Atles - P.O. Box 301501, Montgomery, AL 36130-1508</u>	
2.	<u>Governor Bob Riley - Governor's Mansion - Montgomery, AL 36104</u>	
3.		
4.		
5.		
6.		

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED The discipline group
is committing it every day 24 hours A day, in the segregation unit.

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: See Attached page 8, 9, & 10

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

See attached pages 8, 9 & 10

GROUND TWO: _____

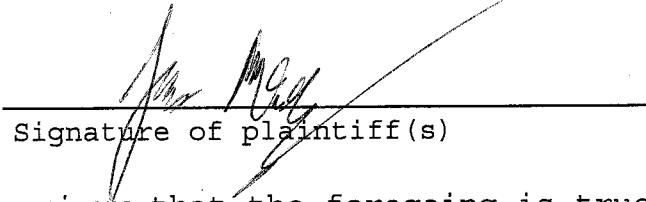
SUPPORTING FACTS: _____

GROUND THREE: _____

SUPPORTING FACTS: _____

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU.
MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

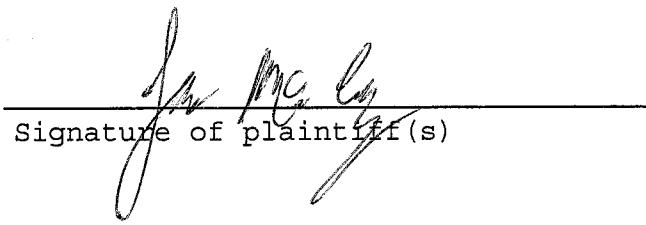
See Attached page 6.


Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true
and correct.

EXECUTED on

3/17/08
(Date)


Signature of plaintiff(s)

Court I

James Mc Graw, Jr [Mc Graw] Eighth And Fourteenth Amendment Rights provided by the United States Constitution As the defendant's Commissioner Robert Atles and Governor Bob Riley the custodians of the State of Alabama Prison System. Are aware of the New Terrorist's they have housed in the Alabama Dept. of Corrections [ADOC], Gang Members. The defendant's Are aware the New terrorists Are Killing, Raping, Assaulting, drug trafficking, extorting and preying on elderly inmates. The defendant's have failed to address this problem and have not implemented new training for officer's, builded a new prison to house these ~~wrong~~ mentalities of social pariah or implemented regulations and policies about what their subordinates should do if the prison visits. When the gang members utilize new methods to assault other inmates housed in Segregation.

In the year 2004 Mc Graw was transferred to the segregation unit of Holman Unit. Upon Mc Graw's arrival there a homosexual inmate named Costello was transferred there to appear in Court on a charge of murdering another inmate. When this murder occurred Mc Graw wrote a newspaper Article about this senseless killing and the homosexual environment of Holman Prison. The gang members who are deeply involved in homosexual activity took offense with Mc Graw about writing the newspaper Article about the homosexual Costello and declared him Unfit. Mc Graw was transferred to W.E. Donaldson Unit, where the visitation by the gang member continued from Holman Unit with gang members transferred there. Mc Graw was then transferred to St. Chap Unit where gang members from Holman Unit continued the visitation control. Mc Graw was released to the general prison population.

On the 18th day of January, 2008 Mc Givis was transferred back to Holman Unit segregation unit. Placed in cell K-3, A former gang member & young now Mc Givis didn't know by the name of Kenneth Williams was assigned in the cell next door to him K-4. Got wind of what the gang members were about to do to Mc Givis and out of the blue told Mc Givis to turn to the Christian daily tract booklets given to them by the chaplin and to read January 21, 2008. It dealt with strength and courage that Dr. Martin Luther King sought from God when he was afraid. The former gang member 25 years of age Kenneth Williams was trying to prepare Mc Givis for the nefarious conduct the gang members were going to assault him with.

The gang members started working in three shifts mentally assaulting Mc Givis, A strategy they call killing behind the doors. This psychological gang strategy whenever the gang members call Mc Givis homosexual caricatures all day and night to deprive him of sleep, social discord, causing him to suffer elevation of his high blood pressure, PAIN due to stress causing his ulcers to hurt and PARANOIA. Mc Givis has been subject to this psychological torture for over 60 days day and night 24 hours a day and is physically and mentally deteriorating.

Mc Givis has made numerous request for protection from the supervisor's at Holman Unit and they have denied and refuse to protect. Based upon this failure Mc Givis on the 19th day of February, 2008 filed A Complaint with defendants Robert Atew and Governor Bob Riley. As of the date of filing this complaint the defendants haven't taken any actions to protect Mc Givis from the psychological assault the gang members are torturing him daily with.

RELEASE

That McConie be removed immediately from this hostile environment and the former gang member Kenneth Williams, who has risked his life to testify against Holman's Prison Segregation Unit. That the defendant's be ordered to implement new training for all employee's on how to identify gang activity and the violent methods employed by gang members use to mentally and physically harm individuals. That regulations and policies be established on how to deal with the reporting of gang assaults mental and physical to protect older prisoners and that the State of Alabama admit the seriousness of it's 18 year old gang problem. That funds be allocated to build a prison to house dangerous gang members as other states have determine and learned this is the only appropriate method to deal with the New Terrorism housed in the ADCC, gang members.

John McConie Jr. - #112395
Holman Unit 3200 - K-3
Atmore, Al. 36503

Longfellow # 38101 = 8711

P.O. Box 711

Unfiled Shredded Disbursement Envelope

To: Office of the Clerk



Offices # 36503

Offices Unit 3700

111345 - K-3

Mc Gaffey Ac 6 mil. dr.